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6 UNITED STATES DISTRICT COURT
7 WESTERN DISTRICT OF WASHINGTON
8 AT SEATTLE

9 ANTHONY HARVEY, aka ANTHONY
10 HERBERT,

Case No. C17-1054-JLR

11 Plaintiff,

12 v.

ORDER DISMISSING ACTION

13 FEDERAL BUREAU OF
14 INVESTIGATIONS,

15 Defendant.

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17 The Court, having review the Report and Recommendation of the Honorable James P.
18 Donohue, United States Magistrate Judge, and the remaining record, does hereby ORDER:

19 (1) The Court adopts the Report and Recommendation.

20 (2) This action is DISMISSED without prejudice, and plaintiff's motion to proceed *in*
21 *forma pauperis*, Dkt. 1, and motion for leave to amend, Dkt. 5, are DENIED as MOOT.

22 (3) The Clerk is directed to send copies of this Order to plaintiff and to Judge
23 Donohue.

24 DATED this 28th day of September, 2017.

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26 
JAMES L. ROBART
United States District Judge

ORDER DISMISSING ACTION